

**Senate File 2341 - Introduced**

SENATE FILE 2341

BY DANIELSON

**A BILL FOR**

1 An Act concerning marital support orders under the statewide  
2 fire and police retirement system.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 411.13, Code 2009, is amended to read as  
2 follows:

3 **411.13 Exemption from execution and other process or**  
4 **assignment — exceptions.**

5 The right of any person to a pension, annuity, or retirement  
6 allowance, to the return of contributions, the pension,  
7 annuity, or retirement allowance itself, any optional benefit  
8 or death benefit, any other right accrued or accruing to  
9 any person under this chapter, and the moneys in the fire  
10 and police retirement fund created under this chapter, are  
11 not subject to execution, garnishment, attachment, or any  
12 other process whatsoever, and are unassignable except for  
13 the purposes of enforcing child, spousal, or medical support  
14 obligations or marital property orders, or as otherwise  
15 specifically provided in this chapter. For the purposes of  
16 enforcing child, spousal, or medical support obligations,  
17 the garnishment or attachment of or the execution against  
18 compensation due a person under this chapter shall not exceed  
19 the amount specified in 15 U.S.C. § 1673(b). The retirement  
20 system shall comply with the provisions of a marital property  
21 order requiring a particular benefit distribution or designated  
22 beneficiary if the selection is not otherwise prohibited by  
23 this chapter.

24 EXPLANATION

25 This bill provides the statewide fire and police retirement  
26 system created in Code chapter 411 shall comply with the  
27 provisions of a marital property order requiring a particular  
28 benefit distribution or designated beneficiary if the selection  
29 is not otherwise prohibited by Code chapter 411.